

*Smith v. Bell Power Corp.*, 94-ERA-17 (ALJ Nov. 18, 1994)

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Date Issued: November 18, 1994

CASE NO. 94-ERA-17

In the Matter of:

DOUGLAS J. SMITH  
Complainant

v.

BELL POWER CORPORATION  
Respondent

**ORDER RECOMMENDING APPROVAL OF SETTLEMENT**

This case arises under Section 210 of the Energy Reorganization Act of 1974, 42 U.S.C. §5851, as implemented by the regulations at 29 C.F.R. Part 24. A hearing was scheduled before the undersigned on October 25, 26, and 27, 1994, but on October 5, 1994, the complainant and the respondent submitted a settlement agreement. The complainant's counsel submitted a letter on October 17 further clarifying the terms of the settlement agreement. In response to an order issued on October 31, the complainant submitted a declaration of November 4, 1994 stating that he understood and approved of the terms of the settlement agreement. I have reviewed the settlement agreement, as supplemented by the October 17 letter and the November 4 declaration, and I conclude that it is fair, adequate, and reasonable. I recommend that the settlement agreement be approved and that the complaint be dismissed with prejudice.

AND NOW, this 18TH day of November 1994, after due consideration of the settlement agreement, I recommend that it be approved and that the complaint be dismissed with prejudice.

DANIEL L. LELAND  
Administrative Law Judge